IN THE UNITED STATES DISTRICT COURT EASTERN DISTRICT OF ARKANSAS WESTERN DIVISION

JOHN EDWARD PREVOST, II, ADC #144749 **PLAINTIFF**

v.

4:12CV00291-JMM-JTK

JOHNATHAN PICO

DEFENDANT

JUDGMENT

Pursuant to the Order entered in this matter on this date, it is Considered, Ordered and Adjudged that this case be, and it is hereby, DISMISSED with prejudice, for failure to state a claim upon which relief may be granted.

The Court certifies that an <u>in forma pauperis</u> appeal from an Order and Judgment dismissing this action would not be taken in good faith, pursuant to 28 U.S.C. § 1915(a)(3).

IT IS SO ADJUDGED this 6th day of June, 2013.

AMES M. MOODY

UNITED STATES DISTRICT JUDGE